

Julio Robaina

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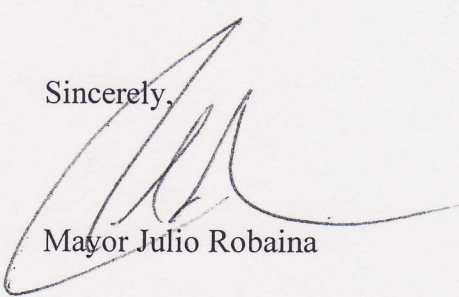
August 23, 2010

John G. Maresca-Ansaldi
Chief Negotiator
AFSCME Florida Council 79
99 N.W. 183rd Street
Suite 224
Miami Gardens, FL 33169

Dear Mr. Maresca-Ansaldi:

Aside from the fact that there is ample evidence that the City's proposal to the City Council was submitted to a ratification vote in bad faith, the Union's decision to take the proposal to ratification was untimely. At the time the Union informed the City that it would take the City's proposal to the City Council for ratification, the matter was in the exclusive jurisdiction of the City Council because exceptions had been filed. This principle was made quite clear in the case of *City of Orlando v. IAFF, Local 1365*, 384 So. 2d 941 (Fla. Dist. Ct. App. 1st Dist. 1980). The City Council resolved the matter at a Special Session at which the Union opted not to appear. The City Council's resolution was then incorporated into a written agreement executed by the parties and thereafter submitted to a delayed ratification vote. Because that agreement was not ratified, its provisions became effective on July 13, 2010, the date of the City Council's action. It is my duty to implement the City Council's decision. I intend to do that.

Sincerely,



Mayor Julio Robaina

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